

12-16-04
afw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Blumenberg Art Unit: 1645
Serial No.: 10/775,875 Examiner: TBA
Date Filed: February 10, 2004 Conf. No. TBA
Docket Nos.: 71369.376 and PFI-011DIV Cust. No.: 23483
Title: GENE MARKERS USEFUL FOR DETECTING SKIN DAMAGE IN
RESPONSE TO ULTRAVIOLET RADIATION

CERTIFICATION UNDER 37 C.F.R. § 1.10

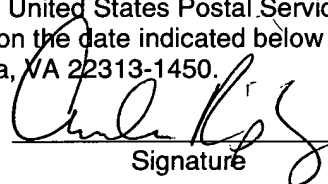
I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail (Label No. EV610872091US) under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

December 15, 2004

Date

Amanda Ripley

Printed Name


Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicant submits herewith the references on the attached Form PTO-1449. A copy of the cited U.S. published application reference is not enclosed as the Applicant believes that it is available to the Examiner via the PTO's internal database. A copy of said reference can be provided to the Examiner upon his/her request. Copies of the three remaining cited references are enclosed herewith.

This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97 (b) (3), before the mailing of a first Office Action on the merits, therefore no fee is due.

The filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be material to patentability. Applicant reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application. If it should be determined that any of the listed documents constitute prior art under United States law, Applicant reserves the right to

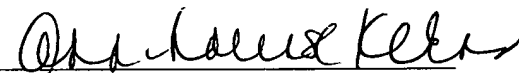
present to the Office relevant facts and law regarding the significance of such documents to the patentability of the claimed invention.

It is respectfully requested that the Examiner initial and return a copy of the attached Form PTO-1449 with the next Patent Office communication.

No fees are believed to be due in connection with this submission; however, please charge any fees that might be due to Deposit Account Number 08-0219. If there are any questions, the Examiner is invited to call the undersigned at the telephone number indicated below.

Respectfully submitted,

Date: 12/15/04


Ann-Louise Kerner, Ph.D.
Reg. No. 33,523

WILMER CUTLER PICKERING HALE AND DORR LLP
60 State Street
Boston, MA 02109
(617) 526-6000
(617) 526-5000 (Facsimile)

Subt. For, PTO-1449

**INFORMATION DISCLOSURE
IN AN APPLICATION**
(Use several sheets if necessary)

Docket Numbers
71369.376 and
PFI-011DIV

Application Number
10/775,875

Applicant
Blumenberg

Filing Date
February 10, 2004

Group Art Unit
1645

Sheet 1 OF 1

U.S. Patent Documents						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2003-0073888	Apr 17, 2003	Blumenberg	N/A	N/A	Sep 6, 2001

Foreign Patent Documents							
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	EP 1 085 093 A	21 Mar 2001	Europe				

Other Documents (Including Author, Title, Date Pertinent Pages, Etc.)		
AA	Blattner et al., "UV-Induced Stabilization of C-Fos and Other Short-Lived mRNA," Molecular and Cellular Biology, vol. 20, No. 10	
AB	Harris et al., "Use of mRNA Differential Display to Identify Changes in Gene Expression in HT29 Human Tumor Cells After Exposure to Low Doses of Ionizing Radiation," International Journal of Radiation: Oncology Biology Physics, Pergamon Press, US, Vol. 30	

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if citation is considered, whether or not citation is in conformance with MPEP § 609: Draw Line through citation if not conformance and not considered. Include copy with next communication to applicant.	